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**From:** Fotouhi, David [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=FEBAF0D56AAB43F8A9174B18218C1182-FOTOUHI, DA]  
**Sent:** 5/12/2020 9:09:08 PM  
**To:** Parikh, Pooja [Parikh.Pooja@epa.gov]  
**CC:** Neugeboren, Steven [Neugeboren.Steven@epa.gov]; Messier, Dawn [Messier.Dawn@epa.gov]; Wehling, Carrie [Wehling.Carrie@epa.gov]  
**Subject:** RE: For your review -- R10 draft letter to Oregon re Umatilla section 1431 petition

I'm good with your edits, Pooja. Thanks for your thoughtful explanations.

**David Fotouhi**

Principal Deputy General Counsel  
Office of General Counsel  
U.S. Environmental Protection Agency  
Tel: +1 202.564.1976  
[fotouhi.david@epa.gov](mailto:fotouhi.david@epa.gov)

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**From:** Parikh, Pooja <Parikh.Pooja@epa.gov>  
**Sent:** Monday, May 11, 2020 11:37 AM  
**To:** Fotouhi, David <Fotouhi.David@epa.gov>  
**Cc:** Neugeboren, Steven <Neugeboren.Steven@epa.gov>; Messier, Dawn <Messier.Dawn@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>  
**Subject:** RE: For your review -- R10 draft letter to Oregon re Umatilla section 1431 petition

David,

Your suggested language is helpful in terms of clarifying what exactly the Region is asking for in the letter, which, I agree, was somewhat confusing. I would, however, suggest the following edits, for the reasons explained below.

**Ex. 5 AC/DP**

My suggested edits are intended to clarify that:

**Ex. 5 AC/DP**

# Ex. 5 AC/DP

Please let me know your thoughts regarding my suggested edits. Thanks.

Pooja

Pooja S. Parikh  
Attorney- Advisor  
U.S. Environmental Protection Agency  
Office of General Counsel, Water Law Office  
Phone: 202 564-0839  
Email: [parikh.pooja@epa.gov](mailto:parikh.pooja@epa.gov)

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**From:** Fotouhi, David <[Fotouhi.David@epa.gov](mailto:Fotouhi.David@epa.gov)>  
**Sent:** Sunday, May 10, 2020 12:56 PM  
**To:** Wehling, Carrie <[Wehling.Carrie@epa.gov](mailto:Wehling.Carrie@epa.gov)>; Parikh, Pooja <[Parikh.Pooja@epa.gov](mailto:Parikh.Pooja@epa.gov)>  
**Cc:** Neugeboren, Steven <[Neugeboren.Steven@epa.gov](mailto:Neugeboren.Steven@epa.gov)>; Messier, Dawn <[Messier.Dawn@epa.gov](mailto:Messier.Dawn@epa.gov)>  
**Subject:** RE: For your review -- R10 draft letter to Oregon re Umatilla section 1431 petition

Thanks for the discussion about this at reg review last week. After thinking through the issues further, I'd like to ask R10 to add some language along the following lines to the letter. Let me know your thoughts.

# Ex. 5 AC/DP

**David Fotouhi**

Principal Deputy General Counsel  
Office of General Counsel  
U.S. Environmental Protection Agency  
Tel: +1 202.564.1976  
[fotouhi.david@epa.gov](mailto:fotouhi.david@epa.gov)

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**From:** Wehling, Carrie <[Wehling.Carrie@epa.gov](mailto:Wehling.Carrie@epa.gov)>  
**Sent:** Tuesday, May 5, 2020 9:02 AM  
**To:** Fotouhi, David <[Fotouhi.David@epa.gov](mailto:Fotouhi.David@epa.gov)>; Parikh, Pooja <[Parikh.Pooja@epa.gov](mailto:Parikh.Pooja@epa.gov)>  
**Cc:** Neugeboren, Steven <[Neugeboren.Steven@epa.gov](mailto:Neugeboren.Steven@epa.gov)>; Messier, Dawn <[Messier.Dawn@epa.gov](mailto:Messier.Dawn@epa.gov)>  
**Subject:** RE: For your review -- R10 draft letter to Oregon re Umatilla section 1431 petition

We can discuss further at reg review, but just to clarify:

Ex. 5 AC/DP

Ex. 5 AC/DP

Carrie

Caroline (Carrie) Wehling  
Assistant General Counsel

Water Law Office  
U.S. Environmental Protection Agency  
Washington DC 20004  
202-564-5492  
[wehling.carrie@epa.gov](mailto:wehling.carrie@epa.gov)

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**From:** Fotouhi, David <[Fotouhi.David@epa.gov](mailto:Fotouhi.David@epa.gov)>  
**Sent:** Tuesday, May 05, 2020 8:54 AM  
**To:** Parikh, Pooja <[Parikh.Pooja@epa.gov](mailto:Parikh.Pooja@epa.gov)>  
**Cc:** Wehling, Carrie <[Wehling.Carrie@epa.gov](mailto:Wehling.Carrie@epa.gov)>; Neugeboren, Steven <[Neugeboren.Steven@epa.gov](mailto:Neugeboren.Steven@epa.gov)>; Messier, Dawn <[Messier.Dawn@epa.gov](mailto:Messier.Dawn@epa.gov)>  
**Subject:** RE: For your review -- R10 draft letter to Oregon re Umatilla section 1431 petition

One additional question about 

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**David Fotouhi**

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Office of General Counsel  
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Tel: +1 202.564.1976  
[fotouhi.david@epa.gov](mailto:fotouhi.david@epa.gov)

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**From:** Fotouhi, David  
**Sent:** Tuesday, May 5, 2020 8:50 AM  
**To:** Parikh, Pooja <[Parikh.Pooja@epa.gov](mailto:Parikh.Pooja@epa.gov)>  
**Cc:** Wehling, Carrie <[Wehling.Carrie@epa.gov](mailto:Wehling.Carrie@epa.gov)>; Neugeboren, Steven <[Neugeboren.Steven@epa.gov](mailto:Neugeboren.Steven@epa.gov)>; Messier, Dawn <[Messier.Dawn@epa.gov](mailto:Messier.Dawn@epa.gov)>  
**Subject:** RE: For your review -- R10 draft letter to Oregon re Umatilla section 1431 petition

Thanks, Pooja. Very helpful. I still have a question about whether 

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Let's discuss further.

**David Fotouhi**

Principal Deputy General Counsel  
Office of General Counsel  
U.S. Environmental Protection Agency  
Tel: +1 202.564.1976  
[fotouhi.david@epa.gov](mailto:fotouhi.david@epa.gov)

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**From:** Parikh, Pooja <[Parikh.Pooja@epa.gov](mailto:Parikh.Pooja@epa.gov)>  
**Sent:** Tuesday, May 5, 2020 8:15 AM  
**To:** Fotouhi, David <[Fotouhi.David@epa.gov](mailto:Fotouhi.David@epa.gov)>  
**Cc:** Wehling, Carrie <[Wehling.Carrie@epa.gov](mailto:Wehling.Carrie@epa.gov)>; Neugeboren, Steven <[Neugeboren.Steven@epa.gov](mailto:Neugeboren.Steven@epa.gov)>; Messier, Dawn

<Messier.Dawn@epa.gov>

**Subject:** RE: For your review -- R10 draft letter to Oregon re Umatilla section 1431 petition

David,

Yes,

Ex. 5 AC/DP

**Ex. 5 AC/DP**

With respect to your other question,

Ex. 5 AC/DP

**Ex. 5 AC/DP**

Happy to discuss further. Thanks.

Pooja

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**From:** Fotouhi, David <Fotouhi.David@epa.gov>

**Sent:** Monday, May 04, 2020 11:46 PM

**To:** Parikh, Pooja <Parikh.Pooja@epa.gov>

**Cc:** Wehling, Carrie <Wehling.Carrie@epa.gov>; Neugeboren, Steven <Neugeboren.Steven@epa.gov>; Messier, Dawn <Messier.Dawn@epa.gov>

**Subject:** RE: For your review -- R10 draft letter to Oregon re Umatilla section 1431 petition

Thanks, Pooja. This draft is quite confusing

Ex. 5 AC/DP

**Ex. 5 AC/DP**

**David Fotouhi**

Principal Deputy General Counsel  
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**From:** Parikh, Pooja <Parikh.Pooja@epa.gov>

**Sent:** Monday, May 4, 2020 10:51 PM

**To:** Fotouhi, David <[Fotouhi.David@epa.gov](mailto:Fotouhi.David@epa.gov)>

**Cc:** Wehling, Carrie <[Wehling.Carrie@epa.gov](mailto:Wehling.Carrie@epa.gov)>; Neugeboren, Steven <[Neugeboren.Steven@epa.gov](mailto:Neugeboren.Steven@epa.gov)>; Messier, Dawn <[Messier.Dawn@epa.gov](mailto:Messier.Dawn@epa.gov)>

**Subject:** For your review -- R10 draft letter to Oregon re Umatilla section 1431 petition

David

At a recent reg review, you had mentioned that you wanted to see the draft letter that Region 10 plans to send to Oregon regarding the SDWA 1431 petition seeking emergency action to address nitrate contamination in the Lower Umatilla Basin. Region 10 sent me the draft letter (attached) this evening, indicating that they are briefing Lauris Davies (Acting Director, ECAD) this Thursday at 2 pm and recommending signature of the letter. They are also sharing the letter with their RA this week, with a note indicating that you have asked to review the letter before it is signed. Please let me know if you have any comments or would like to discuss further. Thanks.

Pooja S. Parikh

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U.S. Environmental Protection Agency

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